

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

022304

16569 U.S. PTO

Docket No. **YOR920010225US2**
 Anticipated Classification of this Application
 Class: **438** Subclass: **778000**
 Prior Application: **10/266,000** Filed: **October 7, 2002**
 Examiner: **Not yet assigned** Art Unit: **Not yet assigned**
 Customer No.: **27623**

19270 U.S. PTO
 10/784591
 022304

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a request for filing a _____ continuation-in-part _____ continuation **XXX** divisional application under 37 CFR 1.53(b), of pending prior application, Serial No. **10/266,000** filed on **October 7, 2002** of **CHARLES BLACK** and **CHRISTOPHER BRUCE MURRAY** for **METHOD FOR FABRICATING CRYSTALLINE-DIELECTRIC THIN FILMS AND DEVICES FORMED USING SAME**.

The filing fee is calculated below:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT BELOW				
FOR	NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE \$770.00
TOTAL CLAIMS	4 - 20 =	0	x \$18.00	\$0
INDEPENDENT CLAIMS	1 - 3 =	0	x \$86.00	\$0
MULTIPLE DEPENDENT CLAIM FEE			x \$290.00 = \$0	
TOTAL FILING FEE			\$770.00	
1/2 FILING FEE FOR SMALL ENTITY			N/A	

1. _____ A check in the amount of \$_____ is enclosed.

- or -

1. _____ No fee enclosed – filing by missing parts.

2. **XXX** The Commissioner is hereby authorized to charge the amount of **\$770.00** for the filing fee, and any additional fees under 37 C.F.R. §§1.16 and 1.17 which may be required with this communication or during the entire pendency of the application, or credit any overpayment, to Deposit Account No. **50-0510**. A duplicate copy of this Form is enclosed.

3. **XXX** Cancel in this application original claim(s) **1 through 37 and 42 through 52** of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes).

4. **XXX** A copy of the executed oath or declaration from U.S. Application Serial No. **10/266,000** filed **October 7, 2002** is enclosed.

5. _____ A new oath or declaration, new formal drawings and an affidavit or declaration verifying it as a true copy is enclosed.

6. XXX Amend the specification by inserting before the first line the sentence: ---This is a _____ continuation, XXX division, of application Serial No. 10/266,000 filed October 7, 2002---.
7. XXX The prior application is assigned of record to: INTERNATIONAL BUSINESS MACHINES CORPORATION.
8. XXX The power of attorney in the prior application is to: International Business Machines Corporation.
- a. The power appears in the original papers in the prior application.
- b. Address all future communications to: **PAUL D. GREELEY, ESQ.**
OHLANDT, GREELEY, RUGGIERO & PERLE, L.L.P.
ONE LANDMARK SQUARE, 10th FLOOR
STAMFORD, CONNECTICUT 06901-2682
TELEPHONE: (203) 327-4500
TELEFAX: (203) 327-6401
9. XXX A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.).
10. XXX Priority of application Serial No. 10/266,000 filed October 7, 2002 in the U.S. is claimed under 35 U.S.C. §119;
11. XXX I hereby verify that the attached papers are a true copy of prior application Serial No. 10/266,000 as originally filed on October 7, 2002.
12. XXX Information sDisclosure Statement with PTO-1449 form.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

February 23, 2004

Date

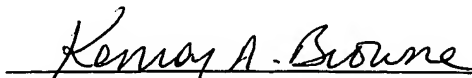


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CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Certificate No. **EL999555419US**, service under 37 CFR §1.10 and is addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 23, 2004.

KENROY A. BROWNE
(Name of person mailing paper)



(Signature of person mailing paper)